Executive Registry
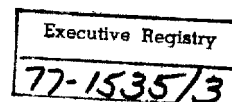
77-1535/3

21 June 1977

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MEMORANDUM FOR: [   ] O/DCI

Mr. Lewis Lapham, A/DDCI

[   ] AO/NI

FROM   :   Cord Meyer, Jr., SA/DDCI

SUBJECT   :   Progress Report on PRM 30 - Terrorism

    1.   I attach at Tab A the draft terms of reference of PRM 30 that were tabled at the first working group session on Friday, 17 June.

    2.   At Tab B I attach our response and our recommendations for participation in the subgroups of the working group.

    3.   As I see it, the contentious issues in the formulation of a response to this PRM are not matters requiring Agency involvement since they are basically questions between the Department of State and the Department of Justice as to whether State's no concessions policy should apply to domestic incidents and also as to when and under what conditions State should assume control when a domestic terrorist incident becomes international. Our main contribution will be in subgroup 3 where the work has already been done on the CCPC Study and provides us with coordinated positions. Please let me know if you have any questions.

Cord Meyer, Jr.

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Attachments: As stated

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DRAFT TERMS OF REFERENCE FOR PRM 30

I. The President has directed that the SCC review our policy and procedure for dealing with terrorism at the NSC and interdepartmental level. In order to answer the questions raised by the PRM, the Working Group on Terrorism will organize into two committees: one to address capabilities and policy, one to address organization. The committees will produce options papers for the Working Group by July 22. The Working Group will review these papers and combine them into a final report by August 1.

II. The following is a breakdown of the committee structure and tasking:

Committee on Policy and Capability

Chairman:

Subgroup P/C-1

Chairman:

Composition: State, Justice/FBI, FAA, DOD/JCS

Issue: Whether there should be an explicit policy for negotiating with terrorist and, if so, recommendations for alternative policies and the level at which the policy should be set.

For consideration:

- Present policy(ies): explicitness; degree of interagency agreement.

- Is an explicit interagency agreement necessary and/or desirable? Advantages and disadvantages of Presidential vice departmental policies.

- If there should be one explicit policy, what alternatives should be considered?

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Subgroup P/C-2

Chairman:

Composition: ERDA, DOD/JCS, State

Issue: <u>The adequacy of current capabilities for dealing with a</u>
<u>spectrum of terrorist threats</u>

For consideration:

- Assessment of current capabilities, noting problem areas
  with recommendations for developing additional capabilities
  in the following areas:

    -- mass destruction weapons
    -- military capabilities
    -- diplomatic capabilities

Subgroup P/C-3

Chairman:

Composition: CIA, DOD/JCS, Justice/FBI, Treasury, State

Issue: <u>Collection and dissemination of intelligence on terrorist</u>
<u>activities</u>

For consideration:

- Assessment of costs and benefits of recommendations
  to improve:

    -- collection
    -- information management and control
    -- analysis
    -- legal problems and restrictions in EO 11905,
       FOIA, Privacy Act

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Committee on Organization

Chairman:

Composition: State, Justice/FBI, FAA, CIA, DOD/JCS

Issue: (1) <u>Further clarification of lines of authority and jurisdiction for handling terrorist incidents</u>

For consideration:

- The problem of overlapping jurisdictions in domestic-international incidents.

- The implications of a lead agency concept.

- The feasibility of memoranda of understanding between State and domestic agencies.

Issue: (2) <u>Whether an ongoing interagency group should continue to exist.</u>

For consideration:

- If an interagency group should continue to exist, what should be its:

  -- functions
  -- size; membership
  -- chairmanship

- Links between interagency group and the SCC.

Issue: (3) <u>Level of required secretariat support</u>

For consideration:

  -- functions
  -- size
  -- location (in which agency?)